UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

UNITED STATES COURTS SOUTHERN DISTRICT OF TEXAS ENTERED MAR 3 1 2005

Michael N. Milby, Clerk of Court

CIVIL ACTION NO. H-01-4242

CONOCO, INC. and CONOCO

SPECIALTY PRODUCTS, INC.,

Plaintiffs,

v.

ENERGY & ENVIRONMENTAL
INTERNATIONAL, L.C., GERALD B.
EATON, RONALD N. GRABOIS, and
MICHAEL MONAHAN,

Defendants.

FINAL JUDGMENT

In accordance with the Court's Findings of Fact and Conclusions of Law signed this date, the Court now believes that final judgment should be entered. The Court therefore ORDERS the following:

- Defendant, Energy & Environmental International, L.C. ("EEI") has infringed Claim 1 of United States Patent No. 5,244,937.
- 2. EEI has infringed Claims 1-3 of United States Patent No. 6,172,151.
- 3. EEI's infringement was not willful.
- 4. Plaintiffs shall recover from EEI damages in the amount of \$8,895,985.00.
- 5. Each incremental portion of the Plaintiff's damages awarded herein shall bear pre-judgment interest at the rate of 3.38% per annum calculated from the various dates of accrual in accordance with the Court's Findings of Fact and Conclusions of Law.

- 6. The amounts awarded herein shall bear post-judgment interest from the date of this judgment until paid at the rate of 3.38%.
- 7. EEI shall cease all manufacturing, offers for sale, and sales of its infringing HIPR slurry drag reducing agent product effective immediately.
- Plaintiffs' claims against the remaining individual defendants, Gerald B. Eaton and Ronald N.
 Grabois, are hereby DISMISSED with prejudice.

This is a FINAL JUDGMENT.

Signed this 3/5^t day of _____

, 2005.

JOHN D. RAINEY

UNITED STATES DISTRICT JUDGE